

Applicant : Christopher E. Schafer
Appl. No. : 10/697,376
Filed : October 30, 2003
Title : Improved Fluid Retaining Apparatus with Ball Valve

Grp./A.U. : 3753
Examiner : Price, Craig James
Docket No. : 14588/0006

Mail-Stop NON-FEE
Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

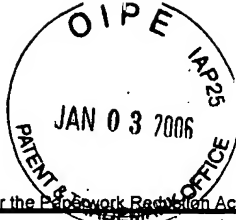
AMENDMENT

Sir:

In the matter of the above entitled application for United States Letters Patent and in response to the Office Action dated September 30, 2005, please enter the following amendments.

REMARKS

The Examiner's Office Action dated September 30, 2005, rejected claim 8 under 35 U.S.C. section 112, second paragraph, as being unclear as to what is meant by the limitation that "the upper tubular portion is adjustable" and unclear as to how the upper tubular portion is adjustable. Claim 8 has been amended to make clear that the upper tubular portion is adjustable by trimming, and that such trimming increases the flow of fluid. Because the upper tubular portion as claimed tapers inwardly, trimming removes tapering and thus adjusts the diameter of the upper tubular portion to a greater diameter. This amendment is supported by the last paragraph on page seven of the original application which explains the ability of a caregiver to



JFW

PTO/SB/21 (09-04)

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

10

Application Number

10/697,376

Filing Date

10/30/2003

First Named Inventor

Christopher E. Schafer

Art Unit

3753

Examiner Name

Price, Craig James

Attorney Docket Number

14588/0006

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/
Incomplete Application

☐

Reply to Missing Parts
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a
Provisional Application

☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

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☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐

Appeal Communication to Board
of Appeals and Interferences

☐

Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify
below):

Claim Amendments
Post Card

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Brown, Winick, Graves, Gross, Baskerville and Schenebaum, P.L.C.

Signature

Printed name

G. Brian Pingel

Date

12/29/2005

Reg. No.

26,216

CERTIFICATE OF TRANSMISSION/MAILING

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G. Brian Pingel

Date

12/29/2005

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